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an SLF Fire Victim Claimant

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

In re	)	Case No. 19-30088 (DM)
PG&E CORPORATION,)	
	)	Chapter 11
and)	
PACIFIC GAS AND ELECTRIC	)	(Lead Case—Jointly Administered)
COMPANY)	
Debtors	)	MOTION TO ALLOW/DEEM TIMELY
	)	LATE FILING OF PROOF OF CLAIM
	)	ON BEHALF OF REFRAME HAIR
	)	GALLERY; MEMORANDUM OF
Affects:	)	POINTS AND AUTHORITIES;
<input type="checkbox"/> PG&E Corporation	)	DECLARATION OF TOMMY VU IN
<input type="checkbox"/> Pacific Gas & Electric Company	)	SUPPORT
<input checked="" type="checkbox"/> Both Debtors)	
	)	Date: September 22, 2020
	)	Time: 10:00 a.m. (Pacific)
* All papers shall be filed in the Lead	)	Place: Telephonic Appearances Only
Case,	)	United States Bankruptcy
No. 19-30088 (DM).	)	Court: Courtroom 17, 16th Floor
	)	San Francisco, CA 94102
)	
	)	Objection Deadline: September 15, 2020

1 TO THE HONORABLE DENNIS MONTALI, UNITED STATES BANKRUPTCY COURT
2 JUDGE, THE OFFICE OF THE UNITED STATES TRUSTEE, AND ALL INTERESTED
3 PARTIES:

4 Singleton Law Firm (“SLF”) and Marshack Hays LLP, together with several other firms,
5 represent thousands of victims (“SLF Claimants”) of the fires started by PG&E in 2015 (“Butte
6 Fire”), 2017 (the twenty fires generally referred to as the “North Bay” and “Wind Complex Fires”),
7 2018 (“Camp Fire”) and 2019 (“Kincade Fire” and “LaFayette Fire”). SLF respectfully file this
8 motion on behalf of Reframe Hair Gallery (“Movant”) to deem timely a late filed proof of claim
9 (“Motion”).

10 **I. Summary of Argument**

11 A proof of claim may be deemed timely upon a showing of excusable neglect and lack of
12 prejudice. In this case, due to lack of knowledge of Reframe Hair Gallery’s existence, a timely proof
13 of claim was unable to be filed on behalf of it. Because there is no danger of prejudice to the Debtors
14 as Debtors’ estates are solvent, and all creditors stand to be paid, the Motion should be granted to
15 allow this business to have its claim deemed timely. This Court must determine whether to grant the
16 Motion.

17 **II. Factual Background**

18 **A. Movant’s Claim Arising From The Tubbs Fire¹**

19 Aliyah Rautenberg (“Aliyah”), Nevuah Rautenberg (“Nevuah”), and Cameron Wayland
20 (“Cameron”) are all survivors of the 2017 Tubbs Fire. At the time of the Tubbs Fire, Nevuah and
21 Cameron owned and operated a hair salon, Reframe Hair Gallery, located at 6790 McKinley Street,
22 Suite 180, Sebastopol, California 95472 (“Reframe”).

23 Due to the Tubbs Fire, Nevuah and Cameron closed Reframe resulting in business losses.
24 Additionally, despite reopening, Reframe continues to suffer businesses losses as many of its long-
25 standing clientele have permanently relocated making the extent of damages via future business
26

27
28 ¹ See, Declaration of Tommy Vu, ¶¶5-7.

1 losses ongoing.

2 **B. SLF's Audit Procedures² And Discovery of Movant**

3 SLF sends frequent update letters to all SLF Claimants. In the general communication letters
4 sent throughout 2019, SLF stressed to clients the importance of confirming their name, date of birth
5 and burn address (impacted address) and notifying SLF of any other persons for Proof of Claim filing
6 purposes, which would then need subsequent confirmation.

7 Additionally, SLF conducted an audit ("Audit Process") of all SLF Fire Victim Claimants,
8 asking them to confirm their name, date of birth, and burn address in writing. Specifically, the Audit
9 Process included the following:

- 10 1. Email all SLF Claimants ("Client(s)") from pgeclaims@slffirm.com stating that SLF
11 needed them to confirm their full legal name, date of birth, and burn address for all
12 parties on their case and to also let us know of any other persons and/or entities that
13 should be included for Proof of Claim purposes.
- 14 2. Upon receiving a Client email SLF replied to that email address the information
15 contained in the email was reviewed and compared to that which SLF had in the
16 client's file.
- 17 3. If there were discrepancies, then the SLF's handling staff made notes in the "BK audit
18 notes" field in the Client's file and then followed up with the client via email to
19 reconcile.
- 20 4. Once the discrepancies were resolved and all the case parties (individuals and entities)
21 confirmed, then those additional parties were added into the Client file as a recognized
22 case party.
- 23 5. Alternatively, if the information in the client email response matched, the BK audit on
24 that Client file was deemed complete and no further handling was needed.
- 25 6. All Client emails were saved and contact logs were made in the client file.
- 26 7. If a new case party was added, a retainer was sent for their signature.

27 Unfortunately, despite the internal audit protocols, the fact that Reframe Hair Gallery did not
28 have a business proof of claim filed on its behalf was not discovered until after the claims bar date.
Indeed, it was not until March 19, 2020 that SLF realized that Reframe did not have a proof of claim
filed on its behalf, despite repeated follow-up:

- 23 (i) On October 16, 2017, SLF received executed retainer agreements for Aliyah, Nevuah,
24 and Cameron. Neither Nevuah nor Cameron mentioned Reframe at this time;
- 25 (ii) On May 17, 2018, SLF conducted an initial interview with Nevuah. Nevuah did not
26 mention Reframe at this time;
- 27 (iii) On August 6, 2018, SLF spoke with each client to complete individual questionnaires.
28 Neither Nevuah nor Cameron mentioned Reframe at this time;

² See, Declaration of Tommy Vu, ¶¶8-20.

1 (iv) On April 30, 2019, SLF emailed all clients to request and confirm information with
2 regard to all plaintiffs (persons, businesses, or trusts) in the household. No one mentioned
3 Reframe at this time;

4 (v) On May 2, 2019, SLF received written correspondence from Aliyah and Cameron
5 confirming the information that SLF had was correct. Neither Nevuah nor Cameron
6 mentioned Reframe at this time;

7 (vi) On October 15, 2019, individual proofs of claim were filed by SLF for Aliyah,
8 Nevuah, and Cameron. Because SLF was unaware of Reframe no proof of claim was filed on
9 its behalf;

10 (vii) On March 19, 2020, SLF conducted a damages interview of Nevuah. It was at this
11 time that SLF discovered Nevuah and Cameron owned Reframe and suffered business losses
12 as a result of the Tubbs Fire;

13 (viii) On August 20, 2020, SLF confirmed that Nevuah and Cameron owned Reframe.

14 Ultimately, due to lack of knowledge of Reframe's existence, SLF did not *timely* complete
15 and file Movant's proof of claim. Soon after discovery of Reframe, on August 26, 2020, SLF filed
16 claim number BGKP27402[[CSLT#4025#CF]] on behalf of Reframe ("Subject Proof of Claim"). A
17 true and correct copy of the Subject Proof of Claim is attached to the Vu Declaration as Exhibit "1."

18 Thus, SLF now brings this Motion to have the Subject Proof of Claim deemed timely.

19 **C. Pertinent Bankruptcy Background**

20 On January 29, 2019, PG&E Corporation and Pacific Gas and Electric Company ("Debtors"
21 or "PG&E") commenced with the Court voluntary cases ("Chapter 11 Cases") under chapter 11 of the
22 United States Code ("Bankruptcy Code"). PG&E's chapter 11 filings were necessitated by a
23 confluence of factors resulting from catastrophic fires that occurred in Northern California prior to
24 the Petition Date, and PG&E's potential liabilities arising therefrom.

25 The deadline for filing proofs of claim with respect to any prepetition claim including, but not
26 limited to, all claims of Fire Claimants, Wildfire Subrogation Claimants, Governmental Units and
27 Customers, and for the avoidance of doubt, including all secured claims and priority claims, against
28 either of the Debtors was October 21, 2019 at 5:00 p.m. ("General Bar Date").

The deadline for filing claims was extended to December 31, 2019 ("Extended Bar Date"),
solely for the benefit of any non-governmental Fire Claimants who did not filed Proofs of Claim by
the General Bar Date. *See*, Dk. No. 4672.

1 On January 31, 2020, as Dk. No. 5590, the Debtors filed an Amended Chapter 11 Plan
2 Debtors' and Shareholder Proponents' Joint Chapter 11 Plan of Reorganization Dated January 31,
3 2020

4 On February 7, 2020, as Dk. No. 5700, the Debtors filed a Disclosure Statement for the
5 Amended Plan.

6 On February 19, 2020, as Dk. No. 5835, the Debtors filed Motion for Entry of an Order (I)
7 Approving Form and Manner of Notice of Hearing on Proposed Disclosure Statement; (II)
8 Establishing and Approving Plan Solicitation and Voting Procedures; (III) Approving Forms of
9 Ballots, Solicitation Packages, and Related Notices; and (IV) Granting Related Relief (the
10 "Solicitation Procedures Motion").

11 On March 17, 2020, the Solicitations Procedures Motion was approved.

12 After filing multiple iterations of the plan, on June 19, 2020, as Dk. No 8048, the Debtors
13 filed an Amended Joint Chapter 1 Plan of Reorganization dated June 19, 2020 ("Final Plan").

14 On June 20, 2020, post-voting and hotly contested confirmation hearings, the bankruptcy
15 court entered an order confirming the Final Plan. *See*, Dk. No. 8053.

16 **III. Legal Argument**

17 In a Chapter 11 case, the time to file a proof of claim may be extended under certain
18 circumstances. Fed. R. Bank. Pro. 3003(c)(3); Fed. R. Bank. Pro. 9006(b)(1). The bankruptcy court
19 has "broad equitable powers" in a Chapter 11 case with respect to the timing requirement for proofs
20 of claim. *Pioneer Inventory Services v. Brunswick Associates Limited Partnership*, 507 U.S. 380, 389
21 (1993). All in all, Rule 9006(b)(1) allows "late filings caused by inadvertence, mistake, or
22 carelessness, not just those caused by intervening circumstances beyond the party's control." *Id.*, at
23 381. Even a creditor that did in fact receive notice may file a proof of claim notwithstanding the
24 expiration of a claims bar date in a Chapter 11 case upon a showing of "excusable neglect." *Id.* at
25 394-95 ("Had respondents here been prevented from complying with the bar date by an act of God or
26 some other circumstance beyond their control, the Bankruptcy Court plainly would have been
27 permitted to find 'excusable neglect' [under FRBP 9006].").

28 In considering whether a creditor's failure was the product of "excusable neglect," the court

1 should take “account of all relevant circumstances surrounding the party’s omission,” including “the
2 danger of prejudice to the debtor, the length of the delay and its potential impact on judicial
3 proceedings, the reason for the delay, including whether it was within the reasonable control of the
4 movant, and whether the movant acted in good faith.” *Id.* at 395; *see also Corning v. Corning (In re*
5 *Zilog, Inc.)*, 450 F.3d 996 (9th Cir. 2006) (noting *Pioneer*’s non-exhaustive list of relevant factors).
6 Again, a late-filed proof of claim is allowable where a creditor had actual notice of the bankruptcy
7 but, due to some external reason, failed to file a proof of claim or did not realize that she had to,
8 before the bar date. *See, e.g., Zilog, Inc.*, 450 F.3d at 1003-07 (applying the *Pioneer* factors). All in
9 all, Rule 9006(b)(1) allows “late filings caused by inadvertence, mistake, or carelessness, not just
10 those caused by intervening circumstances beyond the party’s control.” *Pioneer*, 507 U.S. at 381.
11 Here, consideration of all four *Pioneer* factors—as well as a fifth engrafted onto the *Pioneer* analysis
12 by some courts—weighs in favor of Reframe.

13 Because in this case there is no danger of prejudice to the Debtors, the first *Pioneer* factor
14 weighs overwhelmingly in Movants’ favor. Debtors’ estates are solvent, and all creditors stand to be
15 paid. *See, e.g., In re Best Payphones, Inc.*, 523 B.R. 54, 75-6 (Bankr. S.D.N.Y. 2015) and *In re*
16 *Sheehan Mem’l Hosp.*, 507 B.R. 802, 803 (Bankr. W.D.N.Y. 2014) (where the chapter 11 estate is
17 solvent, “the proper remedy for a late filing is not the expungement of a claim, but its allowance as a
18 tardily filed claim only.). Secondly, immediately, upon discovery of Reframe, the Subject Proof of
19 Claim was filed. Thirdly, the delay in filing the Subject Proof of Claim is reasonable considering
20 immediately upon confirming its existence, a proof of claim was filed by SLF on Movant’s behalf.
21 Lastly, any prospect of prejudice beyond solvency is unlikely given (a) distributions have not been
22 made; and (b) the value of Movant’s claim relative to the value of Debtors’ estates is low. *See, e.g., In*
23 *re Keene Corp.*, 188 B.R. 903, 910 (Bankr. S.D.N.Y. 1995) (size of the late claim in relation to the
24 estate is a consideration in determining prejudice).

25 **IV. Conclusion**

26 For the reasons set forth above, Movant respectfully requests that this Court enter an order
27 pursuant to Bankruptcy Rule 9006(b)(1) as follows:

- 28 1. Granting the Motion;

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2. Finding that Subject Proof of Claim filed on behalf of Reframe Hair Gallery is to be allowed as having been timely filed;
3. Granting such other or further relief as the Court deems just and proper.

Dated: August 28, 2020

MARSHACK HAYS LLP

/s/ Laila Masud

By:

RICHARD A. MARSHACK
LAILA MASUD
Attorneys for SLF CLAIMANTS

Dated: August 28, 2020

SINGLETON LAW FIRM, APC

By: /s/ Gerald Singleton

GERALD SINGLETON
GARY LOCURTO
Attorneys for the SINGLETON LAW
FIRM FIRE VICTIM CLAIMANTS

Declaration of Tommy Vu

I, Tommy Vu, say and declare as follows:

1. I am an individual over 18 years of age and competent to make this Declaration.

2. If called upon to do so, I could and would competently testify as to the facts set forth in this Declaration.

3. The facts set forth below are true of my personal knowledge except for certain information related to SLF's communications with Aliyah, Nevuah, and Cameron, which I learned second-hand through review of SLF documents and internal communications with staff.

4. I am an attorney at SLF and I make this declaration in support of the Motion.

5. Aliyah, Nevuah, and Cameron are all survivors of the 2017 Tubbs Fire.

6. At the time of the fire, Nevuah and Cameron owned a hair salon, Reframe. The hair salon is located at 6790 McKinley Street, Suite 180, Sebastopol, California 95472.

7. Due to the Tubbs Fire, Nevuah and Cameron closed Reframe resulting in business loss. Additionally, despite reopening, Reframe continues to suffer loss of income as many of its long-standing clientele have permanently relocated such that the extent of damages vis-à-vis future business losses is ongoing.

8. SLF sends frequent update letters to all SLF Claimants. In the general communication letters sent throughout 2019, SLF stressed to clients the importance of confirming their name, date of birth and burn address (impacted address) and notifying SLF of any other persons for Proof of Claim filing purposes, which would then need subsequent confirmation.

9. Additionally, SLF conducted an Audit Process of all SLF Fire Victim Claimants, asking them to confirm their name, date of birth, and burn address in writing. Specifically, the Audit Process included the following:

- Email all SLF Claimants ("Client(s)") from pgeclaims@slffirm.com stating that SLF needed them to confirm their full legal name, date of birth, and burn address for all parties on their case and to also let us know of any other persons and/or entities that should be included for Proof of Claim purposes.
- Upon receiving a Client email SLF replied to that email address the information contained in the email was reviewed and compared to that which SLF had in the client's file.
- If there were discrepancies, then the SLF's handling staff made notes in the "BK audit notes" field in the Client's file and then followed up with the client via email to reconcile.
- Once the discrepancies were resolved and all the case parties (individuals and entities)

1 confirmed, then those additional parties were added into the Client file as a recognized case
2 party.

- 3 • Alternatively, if the information in the client email response matched, the BK audit on that
- 4 • All Client emails were saved and contact logs were made in the client file.
- 5 • If a new case party was added, a retainer was sent for their signature.

6 10. Unfortunately, despite the internal audit protocols, Reframe Hair Gallery was not
7 discovered until after the claims bar date. Indeed, it was not until March 19, 2020, after SLF conducted
8 a Damages Interview that Reframe's existence was confirmed.

9 11. I am informed that on October 16, 2017, SLF received executed retainer agreements for
10 Aliyah, Nevuah, and Cameron. Neither Nevuah nor Cameron mentioned that they owned a business.

11 12. I am informed that on May 17, 2018, SLF conducted an initial interview with Nevuah,
12 and she did not mention that she owned a business.

13 13. I am informed that on August 6, 2018, SLF spoke with each client to complete
14 individual questionnaires. Neither Nevuah nor Cameron mentioned that they owned a business.

15 14. I am informed that on April 30, 2019, SLF emailed all clients to request and confirm
16 information with regard to all plaintiffs (persons, businesses, or trusts) in the household.

17 15. I am informed that on May 2, 2019, SLF received emails from Aliyah and Cameron
18 confirming the information that SLF had was correct. Neither Nevuah nor Cameron mentioned that
19 they owned a business.

20 16. I am informed that on October 15, 2019, individual proofs of claim were filed by SLF
21 for Aliyah, Nevuah, and Cameron. Reframe was not included on any of the proofs of claim.

22 17. I am informed that on March 19, 2020, SLF conducted a damages interview of Nevuah.
23 SLF discovered that Nevuah and Cameron owned Reframe. SLF wrote "business loss identified" in its
24 database.

25 18. On August 20, 2020, I spoke with Aliyah, confirming that Nevuah and Cameron owned
26 Reframe.

27 19. Due to misunderstandings and miscommunication on the part of the client, SLF was
28 unable to timely file Reframe's proofs of claim.

20. Soon thereafter, on August 26, 2020, SLF filed claim number

1 BGKP27402[[CSLT#4025#CF]] on behalf of Reframe . A true and correct copy of the Subject Proof
2 of Claim is attached as Exhibit “1.”

3 I declare under penalty of perjury that the foregoing is true and correct. Executed on August
4 29, 2020.

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EXHIBIT 1

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA (SAN FRANCISCO DIVISION)

In re:
PG&E CORPORATION,
- and -
PACIFIC GAS AND ELECTRIC
COMPANY,
Debtors.

Bankruptcy Case
No. 19-30088 (DM)

Chapter 11
(Lead Case)
(Jointly Administered)

Proof of Claim (Fire Claim Related)

Read the instructions before filing this claim form. This form is for tort claimants who have a claim against the Debtors (i.e. PG&E Corporation and Pacific Gas and Electric Company) that arose prior to the Debtors filing for bankruptcy (i.e. prior to January 29, 2019) and that arose from, or relates to, a fire.

Do not use this form for non-fire claims. Non-fire tort claimants should use Form 410.

Do NOT file a fraudulent claim. A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.

Please type or print in the spaces below. Do NOT use red ink or pencil.

Part 1: Identify the Claim

1. Who is the current creditor?	Reframe Hair Gallery Name of the current creditor (the person or entity to be paid for this claim)	
2. Has this claim been acquired from someone else?	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. From whom? _____	
3. Are you filing this claim on behalf of your family? A family is a group of two or more people related by birth, marriage, domestic partnership, or adoption and residing together. All such people are considered as members of one family.	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes If you checked "Yes", please provide the full name of each family member that you are filing on behalf of: _____ _____ _____ _____	
4. Where should notices and payments to the creditor be sent? Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)	Where should notices to the creditor be sent? Name <u>Reframe Hair Gallery</u> Attorney Name (if applicable) <u>Gerald Singleton</u> Attorney Bar Number (if applicable) <u>208783</u> Street Address <u>450 A STREET Fifth Floor</u> City <u>SAN DIEGO</u> State <u>CA</u> Zip Code <u>92101</u> Phone Number <u>7606971330</u> Email Address <u>SLFBKCorres@SLFfirm.com</u>	Where should payments to the creditor be sent? (if different) Name _____ Attorney Name (if applicable) _____ Attorney Bar Number (if applicable) _____ Street Address _____ City _____ State _____ Zip Code _____ Phone Number _____ Email Address _____
5. Does this claim amend one already filed?	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Claim number on court claims registry (if known) _____ Filed on _____ MM / DD / YYYY	
6. Do you know if anyone else has filed a proof of claim for this claim?	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Who made the earlier filing? _____	

Part 2: Give Information About the Claim as of the Date this Claim Form is Filed

7. What fire is the basis of your claim?

Check all that apply.

☐ Camp Fire (2018)

☒ North Bay Fires (2017)

☐ Ghost Ship Fire (2016)

☐ Butte Fire (2015)

☐ Other (please provide date and brief description of fire: _____)

8. What are the loss location(s) where you and/or your family suffered harm? (e.g. home or business address, place of injury, place from which you were evacuated, if different.)

Location(s): 6790 McKinley Street, Suite 180, Sebastopol, CA 95472

9. How were you and/or your family harmed?

Check all that apply

☒ Property Damage (homes, structures, personal property, land, trees, landscaping, and all other property damage)

☒ Owner ☐ Renter ☐ Occupant ☐ Other (Please specify): _____

☒ Personal Injury

☐ Wrongful Death (if checked, please provide the name of the deceased) _____

☐ Business Loss/Interruption

☒ Lost wages and earning capacity

☒ Loss of community and essential services

☐ Agricultural loss

☒ Other (Please specify): Any and all other damages recoverable under California law

10. What damages are you and/or your family claiming/seeking?

Check all that apply

☒ Economic damages (including replacement cost of damaged property, diminution in value, loss of use, lost inventory, lost profits, and other economic damage)

☐ Non-economic damages (including loss of society and support, loss of consortium, pain and suffering, emotional distress, annoyance and discomfort, and other non-economic damage)

☒ Punitive, exemplary, and statutory damages

☒ Attorney's fees and litigation costs

☒ Interest

☒ Any and all other damages recoverable under California law

☐ Other (Please specify): _____

11. How much is the claim?

☐ \$ _____ (optional)

☒ Unknown / To be determined at a later date

Part 3: Sign Below

The person completing this proof of claim must sign and date it.
FRBP 9011(b).

If you file this claim electronically, FRBP 5005(a)(2) authorizes courts to establish local rules specifying what a signature is.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both.
18 U.S.C. §§ 152, 157, and 3571.

Check the appropriate box:

- ☐ I am the creditor.
☒ I am the creditor's attorney or authorized agent.

I have examined the information in this *Proof of Claim* and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Signature: Gerald Singleton
Gerald Singleton (Aug 26, 2020 12:32 PDT)

Email: SLFBKcorres@slffirm.com

Signature

Print the name of the person who is completing and signing this claim:

Name	Gerald Singleton		
	First name	Middle name	Last name
Title	Attorney		
Company	Singleton Law Firm		
	Identify the corporate servicer as the company if the authorized agent is a servicer.		
Address	450 A STREET Fifth Floor		
	Number	Street	
	SAN DIEGO	CA	92101
	City	State	ZIP Code
Contact phone	7606971330	Email	SLFBKCorres@SLFfirm.com

Attach Supporting Documentation (limited to a single PDF attachment that is less than 5 megabytes in size and under 100 pages):

☐ I have supporting documentation.
(attach below)

☒ I do not have supporting documentation.

PLEASE REVIEW YOUR PROOF OF CLAIM AND SUPPORTING DOCUMENTS AND REDACT ACCORDINGLY PRIOR TO UPLOADING THEM. PROOFS OF CLAIM AND ATTACHMENTS ARE PUBLIC DOCUMENTS THAT WILL BE AVAILABLE FOR ANYONE TO VIEW ONLINE.

IMPORTANT NOTE REGARDING REDACTING YOUR PROOF OF CLAIM AND SUPPORTING DOCUMENTATION When you submit a proof of claim and any supporting documentation you must show only the last four digits of any social-security, individual's tax-identification, or financial-account number, only the initials of a minor's name, and only the year of any person's date of birth. If the claim is based on the delivery of health care goods or services, limit the disclosure of the goods or services so as to avoid embarrassment or the disclosure of confidential health care information.

A document has been redacted when the person filing it has masked, edited out, or otherwise deleted, certain information. The responsibility for redacting personal data identifiers (as defined in Federal Rule of Bankruptcy Procedure 9037) rests solely with the party submitting the documentation and their counsel. Prime Clerk and the Clerk of the Court will not review any document for redaction or compliance with this Rule and you hereby release and agree to hold harmless Prime Clerk and the Clerk of the Court from the disclosure of any personal data identifiers included in your submission. In the event Prime Clerk or the Clerk of the Court discover that personal identifier data or information concerning a minor individual has been included in a pleading, Prime Clerk and the Clerk of the Court are authorized, in their sole discretion, to redact all such information from the text of the filing and make an entry indicating the correction.

Instructions for Proof of Claim (Fire Claim Related)

United States Bankruptcy Court

You may have a claim against the Debtors for monetary loss, personal injury (including death), or other asserted damages arising out of or related to a fire. You should consider obtaining the advice of an attorney, especially if you are unfamiliar with the chapter 11 process and privacy regulations.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both.
18 U.S.C. §§ 152, 157 and 3571.

How to fill out this form

- **Fill in all of the information about the claim as of the date this claim form is filed.**
- **If the claim has been acquired from someone else, then state the identity of the last party** who owned the claim or was the holder of the claim and who transferred it to you before the initial claim was filed.
- **For a minor child, fill in only the child's initials and the full name of the child's parent or guardian.** For example, write *A.B., a minor child (John Doe, parent)*. See Bankruptcy Rule 9037.
- **You may but are not required to attach supporting documents to this form.**
Supporting documents will be gathered, maintained, and provided at a later date as instructed by the Court. If you do attach documents, you should attach redacted documents as supporting documentation will be made publicly available and will not be kept confidential. *See* the definition of *redaction* of information below.
- **Do not attach original documents because attachments may be destroyed after scanning.**
- **Question 3.** Members of a family may but are not required to file a proof of claim as a family but may, if they choose, submit individual claim forms for each family member that has a claim against the debtors.

- **Question 9.** If you suffered property damage, then provide the street address of each real property parcel where you suffered property damage. If you were personally evacuated as the result of a fire, then provide the address or intersection closest to where you encountered the fire and began evacuation. If you suffered property damage and were evacuated from a different location, include both. If you were a renter, provide the address of your residence.
- **Question 10.** This question requests general statements of underlying facts relating to harm and is not intended to be exhaustive or preclusive.
- **Question 11.** You are not required to include a claim amount with your proof of claim. Providing a claim amount at this time is optional.

Confirmation that the claim has been filed

To receive confirmation that the claim has been filed, enclose a stamped self-addressed envelope and a copy of this form together with the original. You may view a list of filed claims in this case by visiting the Claims and Noticing Agent's website at <https://restructuring.primeclerk.com/pge>.

Understand the terms used in this form

Claim: A creditor's right to receive payment for a debt that the debtor owed on the date the debtor filed for bankruptcy. 11 U.S.C. §101 (5). A claim may be secured or unsecured.

Creditor: A person, corporation, or other entity to whom a debtor owes a debt that was incurred on or before the date the debtor filed for bankruptcy. 11 U.S.C. § 101 (10).

Debtor: A person, corporation, or other entity who is in bankruptcy. In this instance, PG&E Corporation and Pacific Gas & Electric Company.

Information that is entitled to privacy: A *Proof of Claim* form and any attached documents must show only the last 4 digits of any social security number, an individual's tax identification number, or a financial account number, only the initials of a minor's name, and only the year of any person's date of birth. If a claim is based on delivering health care goods or services, limit the disclosure of the goods or services to avoid embarrassment or disclosure of confidential health care information. You may later be required to give more information if the trustee or someone else in interest objects to the claim.

Proof of claim: A form that shows the creditor has a claim against the debtors on or before the date of the bankruptcy filing (in these cases, January 29, 2019). The form must be filed in the district where the case is pending.

Redaction of information: Masking, editing out, or deleting certain information to protect privacy. Filers must redact or leave out information entitled to **privacy** on the *Proof of Claim* form and any attached documents.

Offers to purchase a claim

Certain entities purchase claims for an amount that is less than the face value of the claims. These entities may contact creditors offering to purchase their claims. Some written communications from these entities may easily be confused with official court documentation or communications from the debtor. These entities do not represent the bankruptcy court, the bankruptcy trustee, or the debtor. A creditor has no obligation to sell its claim. However, if a creditor decides to sell its claim, any transfer of that claim is subject to Bankruptcy Rule 3001(e), any provisions of the Bankruptcy Code (11 U.S.C. § 101 et seq.) that apply, and any orders of the bankruptcy court that apply.

Please send completed Proof(s) of Claim to:

If by first class mail:

PG&E Corporation Claims Processing Center
c/o Prime Clerk LLC
Grand Central Station, PO Box 4850
New York, NY 10163-4850

If by overnight courier or hand delivery:

PG&E Corporation Claims Processing Center
c/o Prime Clerk LLC
850 Third Avenue, Suite 412
Brooklyn, NY 11232

You may also hand deliver your completed Proof(s) of Claim to any of the following service center offices (beginning July 15, 2019 through the Bar Date (October 21, 2019) during the hours of 8:30 a.m. – 5:00 p.m. Prevailing Pacific Time):

Chico Service Center
350 Salem Street
Chico, CA 95928

Marysville Service Center
231 "D" Street
Marysville, CA 95901

Napa Service Center
1850 Soscol Ave. Ste 105
Napa, CA 94559

Oroville Service Center
1567 Huntoon Street
Oroville, CA 95965

Redding Service Center
3600 Meadow View Road
Redding, CA 96002

Santa Rosa Service Center
111 Stony Circle
Santa Rosa, CA 95401

Photocopy machines will not be available at the Claim Service Centers; you must bring a photocopy of your Proof of Claim if you wish to receive a date-stamped copy.

Do not file these instructions with your form
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Electronic Proof of Claim_!BGKP27402[[CSLT#4025#CF]]

Final Audit Report

2020-08-26

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